IN THE HIGH COURT OF JUDICATURE,

ANDHRA PRADESH
AT HYDERABAD

THURSDAY, THE TENTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

and
THE HON'BLE MR JUSTICE GHULAM MOHAMMED

WRIT APPEAL NO : 343 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 23-02-2004 inW.P.M.P.No.4565 of 2002 in W.P.No.3692 of 2002 on the file of the High Court.)

Between:

1. S.V.Grameena Bank, head Office, Chittoor, rep., by its Chairman, Chittoor, Chittoor District.

..... APPELLANT/RESPONDENT NO.1

AND

1. Srinatha Sastry, s/o Rameshwaraiah, Clerk-cum-Cashier, S.V.Grameena Bank, Kandukur, Chittoor District.

2. N.Prabhakar Reddy, s/o Krishna Reddy,
Clerk-cum-Cashier, S.V.Grameena Bank, Kammapalle,
Ramachandrapuram Mandal, Chittoor District.

3. A.Kumara Swamy, s/o Subba Sarma,
Clerk-cum-Cashier, S.V.Grameena Bank, Mudivedu, Chittoor District.

4. Sri M.krishnaiah, s/o Guravaiah,
Clerk-cum-Cashier, S.V.Grameena Bank, Kandukur,
Somala Mandal, Chittoor District.

5. Sri V.Sudhakar, s/o Laxmaiah,
Clerk-cum-Cashier, S.V.Grameena Bank, Madanapally,
Chittoor District.

6. Sri C.Chandrasekhar, s/o Chinna Swamy,

Clerk-cum-Cashier, S.V.Grameena Bank, Srikalahasthi, Chittoor District.

7. A.Raveendra, s/o Kannaiah,
   Clerk-cum-Cashier, S.V.Grameena Bank,
   Kolamasanapalle, Chittoor District.

(Respondents No. 4 to 7 are not necessary parties.)

.....RESPONDENTS

Counsel for the Appellant : MR. K.SRINIVASAMURTHY.

Counsel for the Respondents No. 1 to 3: MR. V.JAGAPATHI.

The Court at the stage of admission made the following :

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THE HON'BLE SRI JUSTICE J.CHELAMESWAR

AND

THE HON'BLE SRI JUSTICE GHULAM MOHAMMED

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W.A.NO.343 OF 2005

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ORAL JUDGMENT:

(Per the Hon'ble Sri Justice J.Chelameswar)

Aggrieved by an order in W.P.M.P.No.4565 of 2002 in W.P.No.3692 of 2002, dated 23-02-2004, the 1st respondent therein preferred this appeal.

Respondent Nos.1 to 3 herein are the petitioners in the above-mentioned writ petition. The above-mentioned writ petition was filed challenging the promotions, given to Respondent Nos.4 to 7 by the appellant bank herein, on various grounds (the details of which are not necessary for the present purpose). The order by which Respondents No.4 to 7 were promoted by the appellant herein is dated 14-02-2002.

When the writ petition was initially listed for admission, a learned single Judge of this Court by an order in W.P.M.P.No.4565 of 2002 dated 26-02-2002 recorded that promotions of Respondents No.2 to 5 in the writ petition shall be subject to the further orders in the miscellaneous petition. For various reasons, the above-mentioned writ petition was not disposed of for quite some time and eventually by the order under appeal, the same came to be disposed of. The learned single Judge suspended the order impugned in the writ petition dated 14-02-2002 i.e., after a lapse of two years.

Present appeal came to be filed on 15-03-2004 i.e., within a period of one month from the date of the order under appeal, and the same came to be listed for the first time on 23-02-2005 before a Division Bench of this Court and thereafter underwent number of adjournments.

It appears that in view of the fact that the interim order under appeal has not been implemented by the appellant herein, Respondents No.1 to 3 herein already moved contempt proceedings in C.C.No.62 of 2005, which, we are informed, was admitted on 03-02-2005. The resultant situation is, the order impugned in the writ petition dated 14-02-2002, was suspended after a lapse of two years, but that order has not been given effect to admittedly, and contempt proceedings were already initiated stating that the order under appeal has not been implemented.

We do not see any reason to pass any order in this appeal at this stage. We direct the Registry to list Writ Petition No.3692 of 2002 itself for final hearing before appropriate Court along with C.C.No.62 of 2005 on 14th March 2005.

We also place on record our request that the writ petition be disposed of expeditiously.

In the result, the appeal is dismissed with the above observations.

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J.Chelameswar, J

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Ghulam Mohammed, J

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10th March 2005.

To

1. The Chairman, S.V.Grameena Bank, head Office, Chittoor, Chittoor District.
2. Two C.D. copies.
3. Two CCs to the S.O., Writ Posting Section, High Court of A.P., Hyderabad.
4. Two CCs to the S.O., O.S.Section, High Court of A.P., Hyderabad.